
SUBSTITUTE HOUSE BILL 3381

State of Washington 60th Legislature 2008 Regular Session

By House Appropriations (originally sponsored by Representative Sommers)

READ FIRST TIME 03/08/08.

1 AN ACT Relating to fees to implement programs that protect and
2 improve Washington's health, safety, education, employees, and
3 consumers; amending RCW 39.12.070, 43.22.434, 70.74.137, 70.74.140,
4 70.74.142, 70.74.144, 70.74.146, 70.74.360, 15.58.070, 15.58.180,
5 15.58.200, 15.58.205, 15.58.210, 15.58.220, 17.21.070, 17.21.110,
6 17.21.122, 17.21.126, 17.21.129, 17.21.220, 18.240.050, 18.250.080,
7 18.260.020, 18.74.030, 18.74.070, and 18.74.073; adding a new section
8 to chapter 70.74 RCW; adding new sections to chapter 18.130 RCW; adding
9 a new section to chapter 18.84 RCW; adding a new section to chapter
10 16.36 RCW; adding a new section to chapter 18.185 RCW; adding a new
11 section to chapter 18.74 RCW; creating new sections; providing
12 effective dates; and declaring an emergency.

13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

14 NEW SECTION. **Sec. 1.** To protect taxpayers, many state programs
15 require the costs of licensing, registration, certification, and
16 related government services to be borne by the profession or industry
17 that uses the services, rather than by the taxpaying public as a whole.
18 State standards that govern the professional duties of these industries
19 are intended to protect the general public by safeguarding health,

1 safety, employees, and consumers. The legislative approval of the
2 fees and fee increases in this act is intended to ensure that the
3 general public is not assessed these costs while also providing
4 adequate funding to statutory programs that safeguard and improve
5 Washington's health, safety, employees, and consumers.

6 **Sec. 2.** RCW 39.12.070 and 2006 c 230 s 1 are each amended to read
7 as follows:

8 DEPARTMENT OF LABOR AND INDUSTRIES--PREVAILING WAGE--CERTIFICATION
9 OF AFFIDAVITS. The department of labor and industries may charge fees
10 to awarding agencies on public works for the approval of statements of
11 intent to pay prevailing wages and the certification of affidavits of
12 wages paid. The department may also charge fees to persons or
13 organizations requesting the arbitration of disputes under RCW
14 39.12.060. The amount of the fees shall be established by rules
15 adopted by the department under the procedures in the administrative
16 procedure act, chapter 34.05 RCW. The fees shall apply to all
17 approvals, certifications, and arbitration requests made after the
18 effective date of the rules. All fees shall be deposited in the public
19 works administration account. The department may refuse to arbitrate
20 for contractors, subcontractors, persons, or organizations which have
21 not paid the proper fees. The department may, if necessary, request
22 the attorney general to take legal action to collect delinquent fees.

23 The department shall set the fees permitted by this section at a
24 level that generates revenue that is as near as practicable to the
25 amount of the appropriation to administer this chapter, including, but
26 not limited to, the performance of adequate wage surveys, and to
27 investigate and enforce all alleged violations of this chapter,
28 including, but not limited to, incorrect statements of intent to pay
29 prevailing wage, incorrect certificates of affidavits of wages paid,
30 and wage claims, as provided for in this chapter and chapters 49.48 and
31 49.52 RCW. However, the fees charged for the approval of statements of
32 intent to pay prevailing wages and the certification of affidavits of
33 wages paid shall be (~~no greater than twenty five~~) forty dollars.

34 NEW SECTION. **Sec. 3.** Section 2 of this act takes effect July 1,
35 2008.

1 **Sec. 4.** RCW 43.22.434 and 2005 c 274 s 296 are each amended to
2 read as follows:

3 DEPARTMENT OF LABOR AND INDUSTRIES--FACTORY ASSEMBLED
4 STRUCTURES/MOBILE/MANUFACTURED HOMES. (1) The director or the
5 director's authorized representative may conduct such inspections,
6 investigations, and audits as may be necessary to adopt or enforce
7 manufactured and mobile home, commercial coach, conversion vending
8 units, medical units, recreational vehicle, park trailer, factory built
9 housing, and factory built commercial structure rules adopted under the
10 authority of this chapter or to carry out the director's duties under
11 this chapter.

12 (2) For purposes of enforcement of this chapter, persons duly
13 designated by the director upon presenting appropriate credentials to
14 the owner, operator, or agent in charge may:

15 (a) At reasonable times and without advance notice enter any
16 factory, warehouse, or establishment in which manufactured and mobile
17 homes, commercial coaches, conversion vending units, medical units,
18 recreational vehicles, park trailers, factory built housing, and
19 factory built commercial structures are manufactured, stored, or held
20 for sale;

21 (b) At reasonable times, within reasonable limits, and in a
22 reasonable manner inspect any factory, warehouse, or establishment as
23 required to comply with the standards adopted by the secretary of
24 housing and urban development under the national manufactured home
25 construction and safety standards act of 1974. Each inspection shall
26 be commenced and completed with reasonable promptness; and

27 (c) As requested by an owner of a conversion vending unit or
28 medical unit, inspect an alteration.

29 (3) For purposes of determining compliance with this chapter's
30 permitting requirements for alterations of mobile and manufactured
31 homes, the department may audit the records of a contractor as defined
32 in chapter 18.27 RCW or RCW 18.106.020(1) or an electrical contractor
33 as defined in RCW 19.28.006 when the department has reason to believe
34 that a violation of the permitting requirements has occurred. The
35 department shall adopt rules implementing the auditing procedures.
36 Information obtained from a contractor through an audit authorized by
37 this subsection is confidential and not open to public inspection under
38 chapter 42.56 RCW.

1 (4)((+a)) The department shall set a schedule of fees by rule
2 which will cover the costs incurred by the department in the
3 administration of RCW 43.22.335 through 43.22.490, and is hereby
4 authorized to do so pursuant to RCW 43.135.055. The department may
5 waive mobile/manufactured home alteration permit fees for indigent
6 permit applicants.

7 ~~((b)(i) Until April 1, 2009, subject to (a) of this subsection,~~
8 ~~the department may adopt by rule a temporary statewide fee schedule~~
9 ~~that decreases fees for mobile/manufactured home alteration permits and~~
10 ~~increases fees for factory built housing and commercial structures plan~~
11 ~~review and inspection services.~~

12 ~~(ii) Effective April 1, 2009, the department must adopt a new fee~~
13 ~~schedule that is the same as the fee schedule that was in effect~~
14 ~~immediately prior to the temporary fee schedule authorized in (b)(i) of~~
15 ~~this subsection. However, the new fee schedule must be adjusted by the~~
16 ~~fiscal growth factors not applied during the period that the temporary~~
17 ~~fee schedule was in effect.))~~

18 **Sec. 5.** RCW 70.74.137 and 1988 c 198 s 12 are each amended to read
19 as follows:

20 DEPARTMENT OF LABOR AND INDUSTRIES--EXPLOSIVES. Every person
21 applying for a purchaser's license, or renewal thereof, shall pay an
22 annual license fee of ~~((five))~~ twenty-five dollars. The director of
23 labor and industries may adjust the amount of the license fee to
24 reflect the administrative costs of the department. The fee shall not
25 exceed ~~((fifteen))~~ one hundred dollars.

26 Said license fee shall accompany the application and shall be
27 transmitted by the department to the state treasurer: PROVIDED, That
28 if the applicant is denied a purchaser's license the license fee shall
29 be returned to said applicant by registered mail.

30 **Sec. 6.** RCW 70.74.140 and 1988 c 198 s 13 are each amended to read
31 as follows:

32 DEPARTMENT OF LABOR AND INDUSTRIES--EXPLOSIVES. Every person
33 engaging in the business of keeping or storing of explosives shall pay
34 an annual license fee for each magazine maintained, to be graduated by
35 the department of labor and industries according to the quantity kept
36 or stored therein, of ~~((ten))~~ fifty dollars. The director of labor and

1 industries may adjust the amount of the license fee to reflect the
2 administrative costs of the department. The fee shall not exceed
3 (~~one~~) four hundred dollars.

4 Said license fee shall accompany the application and shall be
5 transmitted by the department to the state treasurer.

6 **Sec. 7.** RCW 70.74.142 and 1988 c 198 s 14 are each amended to read
7 as follows:

8 DEPARTMENT OF LABOR AND INDUSTRIES--EXPLOSIVES. Every person
9 applying for a user's license, or renewal thereof, under this chapter
10 shall pay an annual license fee of (~~five~~) fifty dollars. The
11 director of labor and industries may adjust the amount of the license
12 fee to reflect the administrative costs of the department. The fee
13 shall not exceed (~~fifteen~~) two hundred dollars.

14 Said license fee shall accompany the application, and be (~~turned~~
15 ~~over~~) transmitted by the department to the state treasurer: PROVIDED,
16 That if the applicant is denied a user's license the license fee shall
17 be returned to said applicant by registered mail.

18 **Sec. 8.** RCW 70.74.144 and 1988 c 198 s 15 are each amended to read
19 as follows:

20 DEPARTMENT OF LABOR AND INDUSTRIES--EXPLOSIVES. Every person
21 engaged in the business of manufacturing explosives shall pay an annual
22 license fee of (~~twenty-five~~) fifty dollars. The director of labor
23 and industries may adjust the amount of the license fee to reflect the
24 administrative costs of the department. The fee shall not exceed
25 (~~fifty~~) two hundred dollars.

26 Businesses licensed to manufacture explosives are not required to
27 have a dealer's license, but must comply with all of the dealer
28 requirements of this chapter when they sell explosives.

29 The license fee shall accompany the application and shall be
30 transmitted by the department to the state treasurer.

31 **Sec. 9.** RCW 70.74.146 and 1988 c 198 s 16 are each amended to read
32 as follows:

33 DEPARTMENT OF LABOR AND INDUSTRIES--EXPLOSIVES. Every person
34 engaged in the business of selling explosives shall pay an annual
35 license fee of (~~twenty-five~~) fifty dollars. The director of labor

1 and industries may adjust the amount of the license fee to reflect the
2 administrative costs of the department. The fee shall not exceed
3 ((fifty)) two hundred dollars.

4 Businesses licensed to sell explosives must comply with all of the
5 dealer requirements of this chapter.

6 The license fee shall accompany the application and shall be
7 transmitted by the department to the state treasurer.

8 **Sec. 10.** RCW 70.74.360 and 1988 c 198 s 3 are each amended to read
9 as follows:

10 DEPARTMENT OF LABOR AND INDUSTRIES--EXPLOSIVES. (1) The director
11 of labor and industries shall require, as a condition precedent to the
12 original issuance or renewal of any explosive license, fingerprinting
13 and criminal history record information checks of every applicant. In
14 the case of a corporation, fingerprinting and criminal history record
15 information checks shall be required for the management officials
16 directly responsible for the operations where explosives are used if
17 such persons have not previously had their fingerprints recorded with
18 the department of labor and industries. In the case of a partnership,
19 fingerprinting and criminal history record information checks shall be
20 required of all general partners. Such fingerprints as are required by
21 the department of labor and industries shall be submitted on forms
22 provided by the department to the identification section of the
23 Washington state patrol and to the identification division of the
24 federal bureau of investigation in order that these agencies may search
25 their records for prior convictions of the individuals fingerprinted.
26 The Washington state patrol shall provide to the director of labor and
27 industries such criminal record information as the director may
28 request. The applicant shall give full cooperation to the department
29 of labor and industries and shall assist the department of labor and
30 industries in all aspects of the fingerprinting and criminal history
31 record information check. The applicant ((may)) shall be required to
32 pay ((a)) the current federal and state fee ((not to exceed twenty
33 dollars to the agency that performs the fingerprinting and criminal
34 history process)) for fingerprint-based criminal history background
35 checks.

36 (2) The director of labor and industries shall not issue a license
37 to manufacture, purchase, store, use, or deal with explosives to:

- 1 (a) Any person under twenty-one years of age;
- 2 (b) Any person whose license is suspended or whose license has been
3 revoked, except as provided in RCW 70.74.370;
- 4 (c) Any person who has been convicted in this state or elsewhere of
5 a violent offense as defined in RCW 9.94A.030, perjury, false swearing,
6 or bomb threats or a crime involving a schedule I or II controlled
7 substance, or any other drug or alcohol related offense, unless such
8 other drug or alcohol related offense does not reflect a drug or
9 alcohol dependency. However, the director of labor and industries may
10 issue a license if the person suffering a drug or alcohol related
11 dependency is participating in or has completed an alcohol or drug
12 recovery program acceptable to the department of labor and industries
13 and has established control of their alcohol or drug dependency. The
14 director of labor and industries shall require the applicant to provide
15 proof of such participation and control; or
- 16 (d) Any person who has previously been adjudged to be mentally ill
17 or insane, or to be incompetent due to any mental disability or disease
18 and who has not at the time of application been restored to competency.
- 19 (3) The director of labor and industries may establish reasonable
20 licensing fees for the manufacture, dealing, purchase, use, and storage
21 of explosives.

22 NEW SECTION. **Sec. 11.** A new section is added to chapter 70.74 RCW
23 to read as follows:

24 DEPARTMENT OF LABOR AND INDUSTRIES--EXPLOSIVES. All funds
25 collected by the department under RCW 70.74.137 through 70.74.146 and
26 70.74.360 shall be transferred to the state treasurer for deposit into
27 the accident and medical aid funds under RCW 51.44.010 and 51.44.020.

28 NEW SECTION. **Sec. 12.** A new section is added to chapter 18.130
29 RCW to read as follows:

30 DEPARTMENT OF HEALTH--HEALTH PROFESSIONS BACKGROUND CHECKS. In
31 accordance with RCW 43.135.055, to implement the background check
32 activities conducted pursuant to RCW 18.130.--- (section 7 of Fourth
33 Substitute House Bill No. 1103, health professions), the department may
34 establish fees as necessary to recover the cost of these activities
35 and, except as precluded by RCW 43.70.110, the department shall require

1 applicants to submit the required fees along with other information
2 required by the state patrol.

3 NEW SECTION. **Sec. 13.** A new section is added to chapter 18.130
4 RCW to read as follows:

5 DEPARTMENT OF HEALTH--HEALTH PROFESSIONS. In accordance with RCW
6 43.135.055, the department may annually increase application and
7 renewal fees as necessary to recover the cost of implementing the
8 administrative and disciplinary provisions of chapter . . ., Laws of
9 2008 (Fourth Substitute House Bill No. 1103)).

10 NEW SECTION. **Sec. 14.** A new section is added to chapter 18.84 RCW
11 to read as follows:

12 DEPARTMENT OF HEALTH--RADIOLOGY ASSISTANTS. In accordance with RCW
13 43.135.055, the department may establish application, certification,
14 and renewal fees as necessary to recover the cost of implementing
15 chapter . . ., Laws of 2008 (Substitute House Bill No. 6439, radiology
16 assistants).

17 **Sec. 15.** RCW 15.58.070 and 2002 c 274 s 3 are each amended to read
18 as follows:

19 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. (1) All registrations
20 issued by the department expire December 31st of the following year
21 except that registrations issued by the department to a registrant who
22 is applying to register an additional pesticide during the second year
23 of the registrant's registration period shall expire December 31st of
24 that year.

25 (2) An application for registration (~~shall~~) must be accompanied
26 by a fee of (~~two~~) three hundred ninety dollars for each pesticide,
27 except that a registrant who is applying to register an additional
28 pesticide during the year the registrant's registration expires shall
29 pay a fee of one hundred (~~forty-five~~) ninety-five dollars for each
30 additional pesticide.

31 (3) Fees (~~shall~~) must be deposited in the agricultural local fund
32 to support the activities of the pesticide program within the
33 department.

34 (4) Any registration approved by the director and in effect on the
35 last day of the registration period, for which a renewal application

1 has been made and the proper fee paid, continues in full force and
2 effect until the director notifies the applicant that the registration
3 has been renewed, or otherwise denied in accord with the provision of
4 RCW 15.58.110.

5 **Sec. 16.** RCW 15.58.180 and 1997 c 242 s 4 are each amended to read
6 as follows:

7 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. (1) Except as provided
8 in subsections (4) and (5) of this section, it is unlawful for any
9 person to act in the capacity of a pesticide dealer or advertise as or
10 assume to act as a pesticide dealer without first having obtained an
11 annual license from the director. The license (~~shall~~) expires on the
12 master license expiration date. A license is required for each
13 location or outlet located within this state from which pesticides are
14 distributed. A manufacturer, registrant, or distributor who has no
15 pesticide dealer outlet licensed within this state and who distributes
16 (~~such~~) pesticides directly into this state (~~shall~~) must obtain a
17 pesticide dealer license for his or her principal out-of-state location
18 or outlet, but such a licensed out-of-state pesticide dealer is exempt
19 from the pesticide dealer manager requirements.

20 (2) Application for a license (~~shall~~) must be accompanied by a
21 fee of (~~fifty~~) sixty-seven dollars and (~~shall~~) must be made through
22 the master license system and (~~shall~~) must include the full name of
23 the person applying for the license and the name of the individual
24 within the state designated as the pesticide dealer manager. If the
25 applicant is a partnership, association, corporation, or organized
26 group of persons, the full name of each member of the firm or
27 partnership or the names of the officers of the association or
28 corporation (~~shall~~) must be given on the application. The
29 application (~~shall further~~) must state the principal business address
30 of the applicant in the state and elsewhere, the name of a person
31 domiciled in this state authorized to receive and accept service of
32 summons of legal notices of all kinds for the applicant, and any other
33 necessary information prescribed by the director.

34 (3) It is unlawful for any licensed dealer outlet to operate
35 without a pesticide dealer manager who has a license of qualification.
36 (~~The department shall be notified forthwith of any change in the~~
37 ~~pesticide dealer manager designee during the licensing period.~~)

1 (4) This section does not apply to (a) a licensed pesticide
2 applicator who sells pesticides only as an integral part of the
3 applicator's pesticide application service when (~~such~~) pesticides are
4 dispensed only through apparatuses used for (~~such~~) pesticide
5 application, or (b) any federal, state, county, or municipal agency
6 that provides pesticides only for its own programs.

7 (5) A user of a pesticide may distribute a properly labeled
8 pesticide to another user who is legally entitled to use that pesticide
9 without obtaining a pesticide dealer's license if the exclusive purpose
10 of distributing the pesticide is keeping it from becoming a hazardous
11 waste as defined in chapter 70.105 RCW.

12 **Sec. 17.** RCW 15.58.200 and 1997 c 242 s 5 are each amended to read
13 as follows:

14 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. The director shall
15 require each pesticide dealer manager to demonstrate to the director
16 knowledge of pesticide laws and rules; pesticide hazards; and the safe
17 distribution, use and application, and disposal of pesticides by
18 satisfactorily passing a written examination after which the director
19 shall issue a license of qualification. Application for a license
20 (~~shall~~) must be accompanied by a fee of (~~twenty-five~~) thirty-three
21 dollars. The pesticide dealer manager license (~~shall be an annual~~
22 ~~license expiring~~) expires annually on a date set by rule by the
23 director.

24 **Sec. 18.** RCW 15.58.205 and 2003 c 212 s 5 are each amended to read
25 as follows:

26 (1) (~~Except as provided in subsection (2) of this section,~~) No
27 individual may perform services as a structural pest inspector or
28 advertise that they perform services of a structural pest inspector
29 without obtaining a structural pest inspector license from the
30 director. The license expires annually on a date set by rule by the
31 director. Application for a license must be on a form prescribed by
32 the director and must be accompanied by a fee of (~~forty-five~~) sixty
33 dollars.

34 (2) The following are exempt from the application fee requirement
35 (~~of subsection (1)~~) of this section when acting within the
36 authorities of their existing licenses issued under this chapter

1 ((15.58)) or chapter 17.21 RCW: Licensed pest control consultants;
2 licensed commercial pesticide applicators and operators; licensed
3 private-commercial applicators; and licensed demonstration and research
4 applicators.

5 (3) The following are exempt from the structural pest inspector
6 licensing requirement: Individuals inspecting for damage caused by
7 wood destroying organisms if the inspections are solely for the purpose
8 of: (a) Repairing or making specific recommendations for the repair of
9 the damage, or (b) assessing a monetary value for the structure
10 inspected. Individuals performing wood destroying organism inspections
11 that incorporate but are not limited to the activities described in (a)
12 or (b) of this subsection are not exempt from the structural pest
13 inspector licensing requirement.

14 ((Persons holding a valid license to act as a structural pest
15 inspector on July 1, 2003, are exempt from this requirement until
16 expiration of that license.

17 (5)) A structural pest inspector license is not valid for
18 conducting a complete wood destroying organism inspection unless the
19 inspector owns or is employed by a business with a structural pest
20 inspection company license.

21 **Sec. 19.** RCW 15.58.210 and 2003 c 212 s 4 are each amended to read
22 as follows:

23 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. (1) ((~~Except as~~
24 ~~provided in subsection (2) of this section,~~) No individual may perform
25 services as a pest control consultant without obtaining a license from
26 the director. The license ((~~shall~~)) expires annually on a date set by
27 rule by the director. Application for a license ((~~shall~~)) must be on
28 a form prescribed by the director and ((~~shall~~)) must be accompanied by
29 a fee of ((~~forty five~~)) sixty dollars.

30 (2) The following are exempt from the licensing requirements of
31 ((~~subsection (1) of~~)) this section when acting within the authorities
32 of their existing licenses issued under chapter 17.21 RCW: Licensed
33 commercial pesticide applicators and operators; licensed private-
34 commercial applicators; and licensed demonstration and research
35 applicators. The following are also exempt from the licensing
36 requirements of ((~~subsection (1) of~~)) this section: Employees of
37 federal, state, county, or municipal agencies when acting in their

1 official governmental capacities; and pesticide dealer managers and
2 employees working under the direct supervision of the pesticide dealer
3 manager and only at a licensed pesticide dealer's outlet.

4 **Sec. 20.** RCW 15.58.220 and 1997 c 242 s 7 are each amended to read
5 as follows:

6 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. For the purpose of this
7 section public pest control consultant means any individual who is
8 employed by a governmental agency or unit to act as a pest control
9 consultant (~~((as defined in RCW 15.58.030(28)))~~). No person (~~((shall))~~)
10 may act as a public pest control consultant without first obtaining a
11 license from the director. The license (~~((shall))~~) expires annually on
12 a date set by rule by the director. Application for a license
13 (~~((shall))~~) must be on a form prescribed by the director and (~~((shall))~~)
14 must be accompanied by a fee of (~~((twenty-five))~~) thirty-three dollars.
15 Federal and state employees whose principal responsibilities are in
16 pesticide research, the jurisdictional health officer or a duly
17 authorized representative, public pest control consultants licensed and
18 working in the health vector field, and public operators licensed under
19 RCW 17.21.220 shall be exempt from this licensing provision.

20 **Sec. 21.** RCW 17.21.070 and 1997 c 242 s 11 are each amended to
21 read as follows:

22 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. It (~~((shall be))~~) is
23 unlawful for any person to engage in the business of applying
24 pesticides to the land of another without a commercial pesticide
25 applicator license. Application for a commercial applicator license
26 (~~((shall))~~) must be accompanied by a fee of (~~((one hundred seventy))~~) two
27 hundred fifteen dollars and in addition a fee of twenty-seven dollars
28 for each apparatus, exclusive of one, used by the applicant in the
29 application of pesticides(~~((: PROVIDED, That the provisions of this~~
30 ~~section shall not apply to any person employed only to operate any~~
31 ~~apparatus used for the application of any pesticide, and in which such~~
32 ~~person has no financial interest or other control over such apparatus~~
33 ~~other than its day to day mechanical operation for the purpose of~~
34 ~~applying any pesticide))~~).

1 **Sec. 22.** RCW 17.21.110 and 1997 c 242 s 12 are each amended to
2 read as follows:

3 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. It (~~shall be~~) is
4 unlawful for any person to act as an employee of a commercial pesticide
5 applicator and apply pesticides manually or as the operator directly in
6 charge of any apparatus which is licensed or should be licensed under
7 (~~the provisions of~~) this chapter for the application of any
8 pesticide, without having obtained a commercial pesticide operator
9 license from the director. The commercial pesticide operator license
10 (~~shall be~~) is in addition to any other license or permit required by
11 law for the operation or use of any such apparatus. Application for a
12 commercial operator license (~~shall~~) must be accompanied by a fee of
13 (~~fifty~~) sixty-seven dollars. (~~The provisions of~~) This section
14 (~~shall~~) does not apply to any individual who is a licensed commercial
15 pesticide applicator.

16 **Sec. 23.** RCW 17.21.122 and 1997 c 242 s 13 are each amended to
17 read as follows:

18 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. It (~~shall be~~) is
19 unlawful for any person to act as a private-commercial pesticide
20 applicator without having obtained a private-commercial pesticide
21 applicator license from the director. Application for a private-
22 commercial pesticide applicator license (~~shall~~) must be accompanied
23 by a fee of (~~twenty-five~~) thirty-three dollars.

24 **Sec. 24.** RCW 17.21.126 and 2004 c 100 s 2 are each amended to read
25 as follows:

26 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. It is unlawful for any
27 person to act as a private applicator, limited private applicator, or
28 rancher private applicator without first complying with requirements
29 determined by the director as necessary to prevent unreasonable adverse
30 effects on the environment, including injury to the pesticide
31 applicator or other persons, for each specific pesticide use.

32 (1) Certification standards to determine the individual's
33 competency with respect to the use and handling of the pesticide or
34 class of pesticides for which the private applicator, limited private
35 applicator, or rancher private applicator is certified (~~shall~~) must
36 be relative to hazards of the particular type of application, class of

1 pesticides, or handling procedure. In determining these standards the
2 director (~~shall~~) must take into consideration standards of the EPA
3 and is authorized to adopt these standards by rule.

4 (2) Application for a private applicator or a limited private
5 applicator license (~~, or the renewal of such licenses under RCW~~
6 ~~17.21.132(4), shall~~) must be accompanied by a fee of (~~twenty-five~~)
7 thirty-three dollars. Application for a rancher private applicator
8 license (~~, or renewal of such license under RCW 17.21.132(4), shall~~)
9 must be accompanied by a fee of (~~seventy-five~~) one hundred dollars.
10 Individuals with a valid certified applicator license, pest control
11 consultant license, or dealer manager license who qualify in the
12 appropriate statewide or agricultural license categories are exempt
13 from the private applicator, limited private applicator, or rancher
14 private applicator fee requirements. However, licensed public
15 pesticide operators, otherwise exempted from the public pesticide
16 operator license fee requirement, are not also exempted from the fee
17 requirements under this subsection.

18 **Sec. 25.** RCW 17.21.129 and 1997 c 242 s 15 are each amended to
19 read as follows:

20 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. Except as provided in
21 RCW 17.21.203, it is unlawful for a person to use or supervise the use
22 of any experimental use pesticide or any restricted use pesticide on
23 small experimental plots for research purposes when no charge is made
24 for the pesticide and its application without a demonstration and
25 research applicator's license.

26 (1) Application for a demonstration and research license (~~shall~~)
27 must be accompanied by a fee of (~~twenty-five~~) thirty three dollars.

28 (2) Persons licensed (~~in accordance with~~) under this section are
29 exempt from the requirements of RCW 17.21.160, 17.21.170, and
30 17.21.180.

31 **Sec. 26.** RCW 17.21.220 and 1997 c 242 s 17 are each amended to
32 read as follows:

33 DEPARTMENT OF AGRICULTURE--PESTICIDE FEES. (1) All state agencies,
34 municipal corporations, and public utilities or any other governmental
35 (~~agency shall be~~) agencies are subject to (~~the provisions of~~) this

1 chapter and its rules (~~((adopted thereunder concerning the application~~
2 ~~of pesticides))~~).

3 (2) It (~~((shall be))~~) is unlawful for any employee of a state agency,
4 municipal corporation, public utility, or any other government agency
5 to use or to supervise the use of any restricted use pesticide, or any
6 pesticide by means of an apparatus, without having obtained a public
7 operator license from the director. Application for a public operator
8 license (~~((shall))~~) must be accompanied by a fee of (~~((twenty-five))~~)
9 thirty-three dollars. The fee (~~((shall))~~) does not apply to public
10 operators licensed and working in the health vector field. The public
11 operator license (~~((shall be))~~) is valid only when the operator is acting
12 as an employee of a government agency.

13 (3) The jurisdictional health officer or his or her duly authorized
14 representative is exempt from this licensing provision when applying
15 pesticides that are not restricted use pesticides to control pests
16 other than weeds.

17 (4) (~~((Such))~~) Agencies, municipal corporations, and public utilities
18 (~~((shall be))~~) are subject to legal recourse by any person damaged by
19 such application of any pesticide, and (~~((such))~~) action may be brought
20 in the county where the damage or some part (~~((thereof))~~) of the damage
21 occurred.

22 NEW SECTION. Sec. 27. DEPARTMENT OF AGRICULTURE--PESTICIDE FEES.
23 Sections 15 through 26 of this act take effect January 1, 2009.

24 NEW SECTION. Sec. 28. A new section is added to chapter 16.36 RCW
25 to read as follows:

26 DEPARTMENT OF AGRICULTURE--ANIMAL INSPECTION. (1) The director may
27 adopt rules establishing fees for:

28 (a) The establishment and inspection of animal holding facilities
29 authorized under this chapter;

30 (b) The inspection and monitoring of animals in authorized animal
31 holding facilities; and

32 (c) Special inspections of animals or animal facilities that the
33 director may provide at the request of the animal owner or interested
34 persons.

35 (2) The fees shall, as closely as practicable, cover the cost of
36 the service provided.

1 (3) All fees collected under this section shall be deposited in an
2 account in the agricultural local fund and used to carry out the
3 purposes of this chapter.

4 NEW SECTION. **Sec. 29.** A new section is added to chapter 18.185
5 RCW to read as follows:

6 DEPARTMENT OF LICENSING--BAIL BOND RECOVERY AGENTS. Pursuant to
7 RCW 43.24.086 and 43.135.055, the department may increase fees as
8 necessary to defray the cost of administering chapter ---, Laws of 2008
9 (Substitute House Bill No. 2759).

10 **Sec. 30.** RCW 18.240.050 and 2007 c 70 s 6 are each amended to read
11 as follows:

12 In addition to any other authority provided by law, the secretary
13 has the authority to:

14 (1) Adopt rules under chapter 34.05 RCW as required to implement
15 this chapter;

16 (2) Establish all certification and renewal fees in accordance with
17 RCW 43.70.110 and 43.70.250 as follows:

18 (a) Large animal application fee, two hundred dollars;

19 (b) Large animal license renewal, one hundred seventy dollars;

20 (c) Large animal late renewal penalty, eighty-five dollars;

21 (d) Large animal expired license reissuance, eighty-five dollars;

22 and

23 (e) Large animal duplicate license, fifteen dollars;

24 (3) Establish forms and procedures necessary to administer this
25 chapter;

26 (4) Certify an applicant or deny certification based upon
27 unprofessional conduct or impairment governed by the uniform
28 disciplinary act, chapter 18.130 RCW;

29 (5) Deny certification to applicants who do not meet the training,
30 competency evaluation, and conduct requirements for certification;

31 (6) Hire clerical, administrative, investigative, and other staff
32 as needed to implement this chapter;

33 (7) Maintain the official department record for all applicants and
34 persons with certifications;

35 (8) Review coursework and training taken by an applicant in another
36 state to determine whether it is substantially equivalent to that

1 required under this chapter and determine whether additional coursework
2 or training is needed before taking an examination for certification
3 under RCW 18.240.060;

4 (9) Approve education and training programs; and

5 (10) Convene temporary work groups of individuals knowledgeable in
6 the practice of animal massage to advise the secretary on appropriate
7 standards of practice and credentialing, as necessary.

8 NEW SECTION. **Sec. 31.** GAMBLING COMMISSION. The gambling
9 commission is authorized to increase license fees up to 5.5 percent in
10 fiscal year 2008.

11 NEW SECTION. **Sec. 32.** PUBLIC BACCALAUREATE INSTITUTIONS. The
12 tuition fees, as defined in RCW 28B.15.020, charged to students at the
13 state's institutions of higher education may be adjusted by the
14 governing boards of the state universities, regional universities, and
15 The Evergreen State College for the 2007-08 and 2008-09 academic years,
16 including summer sessions, subject to the limitations set forth in this
17 section.

18 Additionally, the fees charged students at the institutions of
19 higher education for enrollment in self-supporting degree programs
20 including summer school, authorized by RCW 28B.15.031, and all other
21 fees authorized by RCW 28B.15.031, may be adjusted by the governing
22 boards of the state universities, regional universities, and The
23 Evergreen State College for the 2007-08 and 2008-09 academic years,
24 subject to the limitations set forth as follows:

25 (1) For the 2008-09 academic year, the governing boards of the
26 research universities may implement an increase no greater than seven
27 percent over tuition fees charged to resident undergraduate students
28 for the 2007-08 academic year. The regional universities and The
29 Evergreen State College may implement an increase no greater than five
30 percent over tuition fees charged to resident undergraduate students
31 for the 2007-08 academic year.

32 (2) For the 2008-09 academic year, each of the governing boards of
33 the public four-year institutions is authorized to raise nonresident
34 undergraduate and resident and nonresident graduate and professional
35 tuition pursuant to RCW 28B.15.067.

1 (3) For the 2008-09 academic year, each of the governing boards of
2 the public four-year institutions is authorized to raise summer quarter
3 or semester enrollment fees for resident and nonresident undergraduate,
4 graduate, and professional students pursuant to RCW 28B.15.067.

5 (4) For the 2008-09 academic year, each of the governing boards of
6 the public four-year institutions is authorized to increase fees for
7 fee-based degree programs; fee-based credit courses; fee-based
8 noncredit workshops and courses; and fee-based special contract
9 courses.

10 (5) For the 2008-09 academic year, each of the governing boards of
11 the public four-year institutions is authorized to increase services
12 and activities fees for all categories of students by the amounts
13 authorized in RCW 28B.15.069.

14 (6) For the 2008-09 academic year, each of the governing boards of
15 the public four-year institutions is authorized to adopt or increase
16 technology fees as provided in RCW 28B.15.051.

17 (7) For the 2008-09 academic year each of the governing boards of
18 the public four-year institutions may adopt or increase all other fees
19 included in RCW 28B.15.031.

20 NEW SECTION. **Sec. 33.** STATE BOARD FOR COMMUNITY AND TECHNICAL
21 COLLEGES. (1) For the 2008-09 academic year, the state board for
22 community and technical colleges may increase tuition and fees by no
23 more than two percent over tuition and fees charged to resident and
24 nonresident students for the 2007-08 academic year. For the 2007-2009
25 biennium, the state board for community and technical colleges may
26 increase tuition fees under this subsection differentially based on
27 student credit hour load at their discretion, provided that the overall
28 increase in average tuition revenue per student does not exceed two
29 percent.

30 (2) The state board for community and technical colleges may
31 increase tuition and fees by no more than five percent over tuition and
32 fees charged for upper division courses in applied baccalaureate
33 programs in the 2007-08 academic year.

34 (3) For the 2008-09 academic year, the technical colleges may
35 increase operating fees by no more than two percent over operating fees
36 charged to full-time resident and nonresident students for the 2007-08

1 academic year, to conform with the percentage increase in community
2 college operating fees.

3 (4) For the 2008-09 academic year, technical colleges may increase
4 their building fee by three cents per clock hour and by forty-five
5 cents per credit hour. The purpose of these fee increases is to
6 progress towards parity with the community colleges.

7 (5) The state board for community and technical colleges may
8 increase the maximum allowable services and activities fee up to two
9 percent in the 2008-09 academic year. Pursuant to RCW 43.135.055,
10 community and technical colleges are authorized to increase services
11 and activities fee charges up to the maximum level authorized by the
12 state board for community and technical colleges.

13 (6) During fiscal years 2008 and 2009, the community and technical
14 colleges may increase fees as follows:

15 (a) Administrative fees (FY 2008 and FY 2009), up to 5.57% per
16 fiscal year;

17 (b) Application fees (FY 2008 and FY 2009), up to 5.57% per fiscal
18 year;

19 (c) Graduation fees (FY 2008 and FY 2009), up to 5.57% per fiscal
20 year;

21 (d) Lab and class fees (FY 2008 and FY 2009), up to 5.57% per
22 fiscal year;

23 (e) Testing fees (FY 2008 and FY 2009), up to 5.57% per fiscal
24 year;

25 (f) Transcript fees (FY 2008 and FY 2009), up to 5.57% per fiscal
26 year;

27 (g) 2-D and 3-D design lab fee (FY 2009), community and technical
28 colleges may establish a new fee of up to \$20;

29 (h) Student health insurance fee (FY 2009), community and technical
30 colleges may establish a new fee of up to \$25;

31 (i) Arts field trip fee (FY 2008), community and technical colleges
32 may establish a new fee of up to \$10;

33 (j) Computer lab fee (FY 2009), community and technical colleges
34 may establish a new fee of up to \$45;

35 (k) Credit for prior experiential learning (FY 2009), community and
36 technical colleges may establish a new fee of up to \$40;

37 (l) Early childhood education practicum fee (FY 2009), community
38 and technical colleges may establish a new fee of up to \$25;

1 (m) Electronic lab fee (FY 2009), community and technical colleges
2 may establish a new fee of up to \$95;

3 (n) E-portfolio fee (FY 2009), community and technical colleges may
4 establish a new fee of up to \$35;

5 (o) Fire science lab fee (FY 2009), community and technical
6 colleges may establish a new fee of up to \$21.20;

7 (p) LPN test (FY 2009), community and technical colleges may
8 establish a new fee of up to \$327;

9 (q) Mac studio (FY 2009), community and technical colleges may
10 establish a new fee of up to \$66.50;

11 (r) Materials fee A (FY 2009), community and technical colleges may
12 establish a new fee of up to \$25;

13 (s) Materials fee B (FY 2009), community and technical colleges may
14 establish a new fee of up to \$50;

15 (t) Materials fee C (FY 2009), community and technical colleges may
16 establish a new fee of up to \$75;

17 (u) Materials fee D (FY 2009), community and technical colleges may
18 establish a new fee of up to \$100;

19 (v) Math course fee (FY 2009), community and technical colleges may
20 establish a new fee of up to \$10;

21 (w) Media production fee (FY 2009), community and technical
22 colleges may establish a new fee of up to \$30;

23 (x) Patient care tech fee (FY 2009), community and technical
24 colleges may establish a new fee of up to \$66.10;

25 (y) Payment plan fee (FY 2009), community and technical colleges
26 may establish a new fee of up to \$25;

27 (z) Photography deposit (FY 2009), community and technical colleges
28 may establish a new fee of up to \$150;

29 (aa) Printing fee A (FY 2009), community and technical colleges may
30 establish a new fee of up to \$20;

31 (bb) Printing fee B (FY 2009), community and technical colleges may
32 establish a new fee of up to \$40;

33 (cc) Printing fee C (FY 2009), community and technical colleges may
34 establish a new fee of up to \$60;

35 (dd) Printing fee D (FY 2009), community and technical colleges may
36 establish a new fee of up to \$80;

37 (ee) Respiratory care data ARC fee (FY 2009), community and
38 technical colleges may establish a new fee of up to \$60;

1 (ff) Respiratory care testing fee (FY 2009), community and
2 technical colleges may establish a new fee of up to \$40;

3 (gg) RN test (FY 2009), community and technical colleges may
4 establish a new fee of up to \$360;

5 (hh) Selective admission fee (FY 2009), community and technical
6 colleges may establish a new fee of up to \$40;

7 (ii) Surgical tech preassessment (FY 2008), community and technical
8 colleges may establish a new fee of up to \$35;

9 (jj) Survey course fee (FY 2009), community and technical colleges
10 may establish a new fee of up to \$25;

11 (kk) University center test proctor fee (FY 2009), community and
12 technical colleges may establish a new fee of up to \$25;

13 (ll) College level examination program (FY 2008 and FY 2009),
14 community and technical colleges may establish a new fee of up to \$25;

15 (mm) Course management software (FY 2009), community and technical
16 colleges may establish a new fee of up to \$1.00.

17 NEW SECTION. **Sec. 34.** DEPARTMENT OF FINANCIAL INSTITUTIONS.
18 During fiscal years 2008 and 2009, the department of financial
19 institutions may increase fees as follows:

20 (1) Credit union hourly fee for examination, investigation, and
21 processing applications, by not more than 5.57% (FY 2009);

22 (2) Credit union quarterly asset assessment, by not more than 5.57%
23 (FY 2009);

24 (3) Loan originator license amendment fee, to add a mortgage broker
25 relationship, by not more than \$50 (FY 2008);

26 (4) Mortgage broker license amendment fee, change of designated
27 broker, by not more than \$25 (FY 2008);

28 (5) Mortgage broker license application fee, main office location,
29 by not more than \$1 (FY 2008);

30 (6) Banks exam hourly fees, by not more than 5.53% (FY 2008);

31 (7) Banks semi-annual assessment, by not more than 5.53% (FY 2008);

32 (8) Banks semi-annual assessment, interstate assets, by not more
33 than \$183,321 (FY 2008).

34 NEW SECTION. **Sec. 35.** DEPARTMENT OF LICENSING. During fiscal
35 years 2008 and 2009, the department of licensing may increase fees as
36 follows:

- 1 (1) Real estate appraiser certification, original, by not more than
2 \$30 (FY 2009);
- 3 (2) Real estate appraiser certification, original via reciprocity,
4 by not more than \$30 (FY 2009);
- 5 (3) Security guard license, original, by not more than \$30 (FY
6 2009);
- 7 (4) Security guard license, renewal, by not more than \$30 (FY
8 2009);
- 9 (5) Skills testing fee, the department is authorized to establish
10 a new fee of not more than \$100 for drivers generally and not more than
11 \$75 for nonprofit ECEAP or Head Start program (FY 2009).

12 NEW SECTION. **Sec. 36.** DEPARTMENT OF LABOR AND INDUSTRIES. During
13 fiscal years 2008 and 2009, the department of labor and industries may
14 increase fees as follows:

- 15 (1) Boiler inspection permits and fees, by not more than 5.53% (FY
16 2008);
- 17 (2) Boiler permit fees, by not more than 5.53% (FY 2008);
- 18 (3) Plumbers continuing education, by not more than 5.53% (FY
19 2008);
- 20 (4) Plumbers licensing and examination fees, by not more than 5.53%
21 (FY 2008).

22 NEW SECTION. **Sec. 37.** DEPARTMENT OF ECOLOGY. During fiscal years
23 2008 and 2009, the department of ecology may increase fees as follows:

- 24 (1) Wastewater discharge permit, up to 5.57% (FY 2009);
- 25 (2) Dam periodic inspection, up to 5.57% (FY 2009);
- 26 (3) Dam construction permit, up to 5.57% (FY 2009);
- 27 (4) Mixed waste management, up to 14.14% (FY 2009).

28 NEW SECTION. **Sec. 38.** DEPARTMENT OF AGRICULTURE. During fiscal
29 year 2009, the department of agriculture may increase the apple pest
30 certification assessment by up to \$0.015 per hundred weight of fruit.

31 NEW SECTION. **Sec. 39.** DEPARTMENT OF HEALTH. During fiscal years
32 2008 and 2009, the department of health may increase fees as follows:

- 33 (1) Acupuncture, up to \$9 (FY 2009);
- 34 (2) Advanced registered nurse practitioner, up to \$20 (FY 2009);

- 1 (3) Athletic trainers, up to \$200 (FY 2009);
- 2 (4) Certificate of need (medical facilities), up to 30% in fiscal
- 3 year 2008 and up to 5.57% in fiscal year 2009;
- 4 (5) Chemical dependency professional certification, up to \$185 (FY
- 5 2009);
- 6 (6) Childbirth centers, up to 19% (FY 2008);
- 7 (7) Chiropractic X-ray technician registration, up to \$10 (FY
- 8 2009);
- 9 (8) Chiropractor license, up to \$300 (FY 2009);
- 10 (9) Counselor registration, up to \$130 (FY 2009);
- 11 (10) Dental assistants, up to \$40 (FY 2009);
- 12 (11) Dental assistants--expanded functions, up to \$175 (FY 2009);
- 13 (12) Dental hygiene license, up to \$15 (FY 2009);
- 14 (13) Dental hygiene limited license, up to \$10 (FY 2009);
- 15 (14) Dentist license, up to \$400 (FY 2009);
- 16 (15) Denturist license, up to \$450 (FY 2009);
- 17 (16) Health care assistant certification, up to \$70 (FY 2009);
- 18 (17) Hearing and speech--audiologist license, up to \$10 (FY 2009);
- 19 (18) Hearing and speech--instrument fitter and dispenser license,
- 20 up to \$10 (FY 2009);
- 21 (19) Hearing and speech--speech language pathologist license, up to
- 22 \$10 (FY 2009);
- 23 (20) In-home service agencies, up to 10% in fiscal year 2008 and up
- 24 to 5.57% in fiscal year 2009;
- 25 (21) Licensed practical nurse, up to \$20 (FY 2009);
- 26 (22) Marriage and family therapists license, up to \$130 (FY 2009);
- 27 (23) Massage practitioner license, up to \$65 (FY 2009);
- 28 (24) Mental health counselor license, up to \$130 (FY 2009);
- 29 (25) Naturopathic physician license, up to \$300 (FY 2009);
- 30 (26) Nursing assistant certification, up to \$35 (FY 2009);
- 31 (27) Nursing assistant registration, up to \$35 (FY 2009);
- 32 (28) Nursing home administrator in training approval, up to \$100
- 33 (FY 2009);
- 34 (29) Nursing home administrator license, up to \$155 (FY 2009);
- 35 (30) Nursing pool registration, up to \$30 (FY 2009);
- 36 (31) Occupational therapist license, up to \$50 (FY 2009);
- 37 (32) Occupational therapy assistant license, up to \$50 (FY 2009);
- 38 (33) Optician dispensing license, up to \$50 (FY 2009);

- 1 (34) Optometrist license, up to \$75 (FY 2009);
- 2 (35) Orthotist license, up to \$30 (FY 2009);
- 3 (36) Osteopathic physician and surgeon license, up to \$650 (FY
- 4 2009);
- 5 (37) Osteopathic physician assistant license, up to \$200 (FY 2009);
- 6 (38) Pharmacy, up to \$235 (FY 2009);
- 7 (39) Physical therapist assistant license, up to \$125 (FY 2009);
- 8 (40) Physical therapist interim permit, up to \$25 (FY 2009);
- 9 (41) Physical therapist license, up to \$55 (FY 2009);
- 10 (42) Physician and surgeon license, up to \$175 (FY 2009);
- 11 (43) Physician assistant license, up to \$50 (FY 2009);
- 12 (44) Podiatric physician and surgeon license, up to \$800 (FY 2009);
- 13 (45) Prosthetist license, up to \$30 (FY 2009);
- 14 (46) Psychologist license, up to \$40 (FY 2009);
- 15 (47) Radioactive materials, up to 30% (FY 2009);
- 16 (48) Radiologic technologist assistant, up to \$200 (FY 2009);
- 17 (49) Radiologic technologist certification, up to \$155 (FY 2009);
- 18 (50) Recreation therapist registration, up to \$95 (FY 2009);
- 19 (51) Registered nurse, up to \$20 (FY 2009);
- 20 (52) Residential treatment facilities, up to 32% in fiscal year
- 21 2008 and up to 5.57% in fiscal year 2009;
- 22 (53) Respiratory care practitioner license, up to \$130 (FY 2009);
- 23 (54) Sex offender treatment provider affiliate certification, up to
- 24 \$400 (FY 2009);
- 25 (55) Sex offender treatment provider certification, up to \$400 (FY
- 26 2009);
- 27 (56) Shellfish sanitary control, up to 5.53% (FY 2009);
- 28 (57) Social worker advanced independent license, up to \$130 (FY
- 29 2009);
- 30 (58) Veterinarian license, up to \$30 (FY 2009);
- 31 (59) X-ray facility, up to 40% (FY 2009);
- 32 (60) Ambulatory surgery centers, up to \$4,000 (FY 2009).

33 **Sec. 40.** RCW 18.250.080 and 2007 c 253 s 9 are each amended to
34 read as follows:

35 (1) Each applicant and license holder must comply with
36 administrative procedures, administrative requirements, and fees under

1 RCW 43.70.250 and 43.70.280 and subsection (2) of this section. The
2 secretary shall furnish a license to any person who applies and who has
3 qualified under the provisions of this chapter.

4 (2) The secretary must collect fees under this chapter as follows:

5 (a) Application fee, one hundred seventy-five dollars;

6 (b) Renewal fee, two hundred dollars;

7 (c) Late renewal penalty fee, two hundred dollars;

8 (d) Expired license reactivation fee, one hundred dollars;

9 (e) Inactive license reactivation fee, forty dollars;

10 (f) Duplicate license copy fee, fifteen dollars; and

11 (g) License verification fee, twenty-five dollars.

12 **Sec. 41.** RCW 18.260.020 and 2007 c 269 s 2 are each amended to
13 read as follows:

14 (1)(a) No person may practice or represent himself or herself as a
15 registered dental assistant by use of any title or description without
16 being registered by the commission as having met the standards
17 established for registration under this chapter unless he or she is
18 exempt under RCW 18.260.110.

19 (b) The secretary must collect the following fees from persons
20 seeking or maintaining the status of a registered dental assistant
21 under this chapter:

22 (i) Application fee, forty dollars; and

23 (ii) Renewal fee, twenty dollars.

24 (2)(a) No person may practice or represent himself or herself as a
25 licensed expanded function dental auxiliary by use of any title or
26 description without being licensed by the commission under this chapter
27 unless he or she is exempt under RCW 18.260.110.

28 (b) The secretary must collect the following fees from persons
29 seeking or maintaining the status of a licensed expanded function
30 dental auxiliary under this chapter:

31 (i) Application fee, one hundred seventy-five dollars; and

32 (ii) Renewal fee, one hundred sixty dollars.

33 **Sec. 42.** RCW 18.74.030 and 2007 c 98 s 3 are each amended to read
34 as follows:

35 (1) An applicant for a license as a physical therapist shall have
36 the following minimum qualifications:

- 1 (a) Be of good moral character; and
- 2 (b) Have obtained either (i) a baccalaureate degree in physical
- 3 therapy from an institution of higher learning approved by the board or
- 4 (ii) a baccalaureate degree from an institution of higher learning and
- 5 a certificate or advanced degree from a school of physical therapy
- 6 approved by the board.

7 (2) An applicant for a license as a physical therapist assistant
8 must have the following minimum qualifications:

- 9 (a) Be of good moral character; (~~and~~)
- 10 (b) Have successfully completed a board-approved physical therapist
- 11 assistant program; and
- 12 (c) Pay a license application fee of one hundred dollars to the
- 13 secretary.

14 (3) The applicant shall present proof of qualification to the board
15 in the manner and on the forms prescribed by the board.

16 **Sec. 43.** RCW 18.74.070 and 2007 c 98 s 8 are each amended to read
17 as follows:

18 (1) Every licensed physical therapist and physical therapist
19 assistant shall apply to the secretary for a renewal of the license and
20 pay (~~to the state treasurer~~) a fee determined by the secretary as
21 provided in RCW 43.70.250 and 43.70.280.

22 (2) Every physical therapist assistant seeking to renew his or her
23 license must pay a fee to the secretary as follows:

- 24 (a) Renewal fee, one hundred twenty-five dollars;
- 25 (b) Late renewal fee, sixty-two dollars and fifty cents; and
- 26 (c) Expired license reissuance fee, seventy-five dollars.

27 **Sec. 44.** RCW 18.74.073 and 2007 c 98 s 9 are each amended to read
28 as follows:

29 (1) Any physical therapist or physical therapist assistant licensed
30 under this chapter not practicing physical therapy or providing
31 services may place his or her license in an inactive status. The board
32 shall prescribe requirements for maintaining an inactive status and
33 converting from an inactive or active status. The secretary may
34 establish fees for alterations in license status.

35 (2) The secretary must collect the following fees from a physical

1 therapist assistant seeking to place his or her license on inactive
2 status:

3 (a) Inactive status fee, fifty dollars; and

4 (b) Expired inactive status reissuance fee, seventy-five dollars.

5 NEW SECTION. Sec. 45. A new section is added to chapter 18.74 RCW
6 to read as follows:

7 The secretary must collect the following fees from physical
8 therapist assistants under this chapter:

9 (1) Issuance of a duplicate license fee, fifteen dollars; and

10 (2) Certification of a license fee, twenty-five dollars.

11 NEW SECTION. Sec. 46. Sections 40 through 45 of this act take
12 effect July 1, 2008.

13 NEW SECTION. Sec. 47. Captions used in this act are not any part
14 of the law.

15 NEW SECTION. Sec. 48. Except for sections 2, 15 through 26, and
16 40 through 45 of this act, this act is necessary for the immediate
17 preservation of the public peace, health, or safety, or support of the
18 state government and its existing public institutions, and takes effect
19 immediately.

--- END ---